

HOUSE BILL NO. 490

INTRODUCED BY K. VAN DYK

A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE LAWS RELATING TO THE PREPARATION OF JURORS LISTS; AND AMENDING SECTIONS 3-15-402 AND 61-5-127, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 3-15-402, MCA, is amended to read:

"3-15-402. Selection of qualified persons. The secretary of state shall select from the most recent list of all registered electors and make a list of the names of all persons qualified to serve as trial jurors, as prescribed in part 3 of this chapter. The secretary of state shall then combine the resulting list with the list submitted to the secretary of state under 61-5-127, ensuring that a person's name does not appear on the combined list more than once and that the list is compiled on a county-by-county basis and is divided by city of residence to enable the drawing of lists for any court of limited jurisdiction. Each name appearing on the combined list must be assigned a number that must be placed opposite the name on the combined list and must be considered the number of the juror opposite whose name it appears. A person's name may not appear on a combined list for more than one court during a 1-year term."

Section 2. Section 61-5-127, MCA, is amended to read:

"61-5-127. Providing lists of licensed drivers and holders of Montana identification cards to clerks of district court -- jury selection purposes. (1) On the second Monday of April of each year, the department shall submit to the secretary of state a list, prepared from the department's databases of licensed drivers and holders of Montana identification cards, showing the name, address, ~~and date of birth, and driver's license or~~ identification card number of all licensed drivers and holders of Montana identification cards, authorized by 61-12-501, who are 18 years of age or older ~~and whose address is in that county. The list must be compiled on a county-by-county basis and be further divided by the city of residence of the persons named on the list to enable the drawing of lists for city courts that are composed of only those residents living within a city's jurisdiction.~~ The list must be provided for the exclusive purpose of making a list of persons to serve as trial jurors for the ensuing year.

1 (2) The list submitted by the department under subsection (1) must be certified by the attorney general
2 or the attorney general's designee.

(3) The department may not provide the full social security ~~or driver's license numbers~~ number of persons on the list for any purpose. The last four digits of a social security number may be provided by the department to the secretary of state to aid in fulfilling the responsibilities under 3-15-402."

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